

IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A ~~non-irradiated~~ modifier for a resin comprising:  
non-irradiated powder particles, wherein  
the non-irradiated powder particles having have an average particle size of 20  $\mu\text{m}$  or more,  
the non-irradiated powder particles comprise powder particles having a ~~an amount of~~  
said particles having an average particle size of 10  $\mu\text{m}$  or less, and said powder particles  
having a particle size of 10  $\mu\text{m}$  or less account for [[is]] less than 30% by mass of the  
modifier, based on 100% by mass of the modifier, and  
wherein the less than 30% by mass of the powder amount of said particles having an  
average a particle size of 10  $\mu\text{m}$  or less becomes more than 30% by mass of the modifier,  
based on 100% by mass of the modifier, when said powder particles having a particle size of  
10  $\mu\text{m}$  or less are irradiated with an ultrasonic wave of 40 W for 5 minutes.

Claim 2 (Canceled).

Claim 3 (Withdrawn): A resin composition comprising 1 to 40% by mass of the modifier for resin according to claim 1 and 99 to 60% by mass (the total amount of both components is 100% by mass) of a thermoplastic resin or a curable resin.

Claim 4 (Withdrawn): A molded article which is produced by molding the resin composition according to claim 3.

Claim 5 (Previously Presented): The modifier according to claim 16, wherein the one or more copolymerizable vinyl-based monomers are selected from the group consisting of an aromatic vinyl monomer, an alkyl methacrylate ester monomer, an alkyl acrylate ester monomer, an unsaturated nitrile monomer, a vinyl-based monomer having a glycidyl group, and a vinyl-based monomer having a hydroxyl group.

Claim 6 (Previously Presented): The modifier according to claim 5, wherein the aromatic vinyl monomer is selected from the group consisting of styrene,  $\alpha$ -methylstyrene, a halogen-substituted styrene, and an alkyl-substituted styrene.

Claim 7 (Previously Presented): The modifier according to claim 5, wherein the alkyl methacrylate ester monomer is selected from the group consisting of methyl methacrylate and ethyl methacrylate.

Claim 8 (Previously Presented): The modifier according to claim 5, wherein the alkyl acrylate ester monomer is selected from the group consisting of ethyl acrylate and n-butyl acrylate.

Claim 9 (Previously Presented): The modifier according to claim 5, wherein the unsaturated nitrile monomer is selected from the group consisting of acrylonitrile and methacrylonitrile.

Claim 10 (Previously Presented): The modifier according to claim 5, wherein the vinyl-based monomer having a glycidyl group is selected from the group consisting of glycidyl acrylate, glycidyl methacrylate, allyl glycidyl ether and ethylene glycol glycidyl ether.

Claim 11 (Previously Presented): The modifier according to claim 5, wherein the vinyl-based monomer having a hydroxyl group is hydroxymethacrylate.

Claim 12 (Previously Presented): The modifier according to claim 16, wherein the total amount of the copolymerizable vinyl-based monomers used in the graft-polymerization is 5 to 50% by mass based on the total amount of the copolymerizable vinyl-based monomers and the rubber polymer latex.

Claim 13 (Previously Presented): The modifier according to claim 16, wherein the graft copolymer has a core-shell structure.

Claim 14 (Previously Presented): The modifier according to claim 13, wherein a core component of the graft copolymer has a glass transition temperature of  $-150^{\circ}\text{C}$  to  $10^{\circ}\text{C}$ .

Claim 15 (Previously Presented): The modifier according to claim 13, wherein a shell component of the graft copolymer has a glass transition temperature of  $30^{\circ}\text{C}$  to  $150^{\circ}\text{C}$ .

Claim 16 (Previously Presented): The modifier according to claim 1, wherein the modifier is obtained by:

adding one or more copolymerizable vinyl-based monomers to a rubber polymer latex comprising an acrylic rubber,

graft-polymerizing the copolymerizable vinyl-based monomers and the rubber polymer latex to obtain a graft copolymer having an average particle size of 600 to 900 nm, and

spray-drying the graft copolymer.

Claim 17 (Canceled).